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On Oct. 5, 2001

TOWNSEND and TOWNSEND and CREW LLP

By: Jo Dallen

PATENT
Attorney Docket No.: 2307E-080700US
Client Reference No.: 97-262-1



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Tanagho, et al.

Application No.: 08/994,838

Filed: December 19, 1997

For: ACELLULAR MATRIX GRAFTS:
PREPARATION AND USE

Examiner: Prebilic, P.

Art Unit: 3738

DECLARATION OF INVENTORSHIP

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

We, Emil A. Tanagho, Rajvir Dahiya, Tom F. Lue and Gerald R. Cunha hereby declare:

THAT we are the named and true inventors in the above- referenced patent application, and that we are co-inventors of the subject matter disclosed and claimed in said application, and the only inventors thereof;

THAT we are co-authors of M. Probst *et al.*, "Reproduction of functional smooth muscle tissue and partial bladder replacement," *British J. of Urology* 79, 505-515 (1997).

THAT to the extent that the subject matter disclosed and claimed in said application is also disclosed in said publication, we two are co-inventors and the only inventors of said subject matter; and

THAT the other co-authors of said publication, M. Probst and S. Carrier, were working under the supervision and direction of at least one of us with regard to the subject matter

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disclosed in said publication, and although they co-authored the publication, said other co-authors are not co-inventors of the subject matter described therein.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: 10/1/01 By E Tanagho
Emil A. Tanagho

Dated: 10/1/01 By Dahiya
Rajvir Dahiya

Dated: 10/1/01 By F Lue
Tom F. Lue

Dated: 10/1/01 By Gerald R. Cunha
Gerald R. Cunha